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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 JASON ELLENWOOD,

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12 Plaintiff,

13 v.

14 M.D. DAVE KENNEY, *et al.*,

15  
16 Defendants.

No. C08-5197 FDB

ORDER ADOPTING REPORT AND  
RECOMMENDATION DISMISSING  
COMPLAINT WITHOUT PREJUDICE

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18 The Magistrate Judge recommends that this civil rights complaint be dismissed  
19 for Plaintiff's failure to comply with court orders and failure to provide service copies. Plaintiff  
20 has not filed objections to the Report and Recommendation.

21 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.  
22 Richard Creatura, and the remaining record, does hereby find and ORDER:  
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- 24 (1) The Court adopts the Report and Recommendation;
- 25 (2) This action is **DISMISSED WITHOUT PREJUDICE** for failure to prosecute and  
26 failure to comply with a court order.

- 1 (3) The Clerk is directed to send copies of this Order to Plaintiff, and to the Hon. J.  
2 Richard Creatura.

3 DATED this 23<sup>rd</sup> day of June, 2009.

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6 FRANKLIN D. BURGESS  
7 UNITED STATES DISTRICT JUDGE  
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